

SPEAKER LUEDTKE: Senator Hefner, the Chair recognizes you.

SENATOR HEFNER: Mr. President, I move the committee amendments be adopted. On page 2, line 25, strike "intent and purposes of" and insert "standards and regulations adopted pursuant to" and the reason we want this change in this because a taxpayer, if he just has the intent, usually he won't pay the taxes and so this would be a corrective amendment. I move for its adoption.

SPEAKER LUEDTKE: Any other discussion on the committee amendments to LB 244 as explained by the Vice Chairman of the Revenue Committee? Hearing none, the question before you is the adoption of the committee amendments. All those in favor vote aye, opposed nay. Have you all voted? Report the vote.

CLERK: 26 ayes, 0 nays on the committee amendments, Mr. President.

SPEAKER LUEDTKE: The committee amendments are adopted and the Chair recognizes Senator Hasebroock.

SENATOR HASEBROOCK: Mr. Chairman, members of the Legislature, this amendment to the Air and Water Pollution Control Tax Refund Act, the purpose of this amendment is to relieve the current time limit burdens placed upon the Departments of Health, Environmental Control and Revenue by the Act. Under the present procedure, the Departments of Health and Environmental Control are required to certify that the pollution control device is designed and operated in accordance with environmental protection act, then report their findings to the Department of Revenue which is required to take final action on the claim all within 90 days, statutory period. This amendment would require a claimant to obtain the approval of the Departments of Environmental Control and Health outside of the 90 days statutory period. This will relieve the time limit burdens placed upon the three state agencies and insure that the claimants will not be denied a refund claim to which they may be justly entitled. This bill was motivated, brought to my attention, by an operator of a dehydrating plant or an alfalfa mill because they couldn't get the three departments together in time and within the 90 day limit and this makes it possible for the claimants to be sure that they get their money. There is no fiscal impact for their refund so I move that the bill be advanced to E & R for advancement.

SPEAKER LUEDTKE: Any further discussion on LB 244? If not, the motion is to advance to E & R Initial. All those in favor vote aye, opposed nay. Have you all voted? Report the vote.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement.

SPEAKER LUEDTKE: LB 244 is advanced to E & R Initial. Proceed then with LB 65.

CLERK: Mr. President, LB 65. Title read. It was first read on January 6th, 1977. It was referred to Judiciary Committee and it was advanced to General File with committee amendments, Mr. President.